

May 17 05 02:15p

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p.1

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Attorney-at-Law  
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**FACSIMILE TRANSMITTAL**

<b>DATE:</b> 05/17/2005 <b>TO:</b> Examiner Alina A. Boutah U.S. Patent and Trademark Office Group Art Unit: 2143 <b>FACSIMILE NO.:</b> 703 872-9306	<b>FROM:</b> Samuel A. Kassatly <b>TELEPHONE NO.:</b> (408) 323-5111 <b>FACSIMILE NO.:</b> (408) 521-0111 <b>ATTY DOCKET NO.:</b> ARC920010097US1 <b>SUBJECT:</b> Amendment A
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**Title:** "System and Method for Improving Backup Performance of Media and Dynamic Ready to Transfer Control Mechanism"

**Applicant(s):** Prasenjit Sarkar et al.

**Attorney Docket No.:** ARC920010097US1

**Serial No.:** 10/035,754

**Filing Date:** 12/29/2001

**TOTAL NUMBER OF PAGES INCLUDING THIS COVER PAGE** 20

**THANK YOU FOR FORWARDING THIS DOCUMENT TO EXAMINER Alina A. Boutah**  
**AS SOON AS POSSIBLE.**

Respectfully submitted,



Samuel A. Kassatly  
Reg. No. 32,247  
Date: 05/17/2005

Enclosure: Amendment A

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\_\_\_\_\_  
Samuel A. Kassatly

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PTO/SB/21 (09-04)

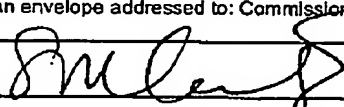
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/035,754	
	Filing Date	12/29/2001	
	First Named Inventor	Prasenjit Sarkar et al.	
	Art Unit	2143	
	Examiner Name	Alina A. Boutah	
Total Number of Pages in This Submission	20	Attorney Docket Number	ARC920010097US1

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) Facsimile cover page 2) Certificate of Transmission
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Firm Name	Samuel A. Kassatly, Law Office	
Signature		
Printed name	Samuel A. Kassatly	
Date	05/17/2005	Reg. No. 32247

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Signature		
Typed or printed name	Samuel A. Kassatly	Date 05/17/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2005**☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 0

**Complete If Known**

Application Number	10/035,754
Filing Date	12/29/2001
First Named Inventor	Prasenjit Sarkar et al.
Examiner Name	Alina A. Boutah
Art Unit	2143
Attorney Docket No.	ARC920010097US1

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

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☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	0
Plant	200	100	300	150	160	80	0
Reissue	300	150	500	250	600	300	0
Provisional	200	100	0	0	0	0	0

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Total Claims</b>		
26 - 20 or HP = 0 x 50 = 0		
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>		
2 - 3 or HP = 0 x 200 = 0		
HP = highest number of independent claims paid for, if greater than 3.		
<b>Multiple Dependent Claims</b>		
360		0

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets: \_\_\_\_\_ Extra Sheets: \_\_\_\_\_ Number of each additional 50 or fraction thereof: \_\_\_\_\_ Fee (\$): \_\_\_\_\_ Fee Paid (\$): \_\_\_\_\_

\_\_\_\_\_ - 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

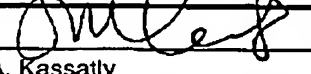
**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): \_\_\_\_\_

Fees Paid (\$)
0
0

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	32247	Telephone	408-323-5111
Name (Print/Type)	Samuel A. Kassatly	Date	05/17/2005		

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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Title:** "System and Method for Improving Backup Performance of  
Media and Dynamic Ready to Transfer Control Mechanism"

**Applicants:** Prasenjit Sarkar et al.

**Attorney Docket No.:** ARC920010097US1

<b>Serial No.:</b> 10/035,754	<b>Examiner:</b> Alina A. Boutah
<b>Filed:</b> 12/29/2001	<b>Art Unit:</b> 2143

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**AMENDMENT**

Sir:

This Amendment is submitted in response to the Office action of **March 28, 2005**.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.

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